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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92056317
Party	Plaintiff Cockpit USA, Inc.
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Date	11/20/2015
Attachments	Motion.Suspend for and Report of Settlement Negotiations.pdf(33625 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

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COCKPIT USA, INC.,

Cancellation No. 92056317

Registration No. 2817325

Petitioner,

v.

TOP GUN INTELLECTUAL
PROPERTIES LLC,

Registrant.

.....

PETITIONER’S MOTION TO SUSPEND PROCEEDING FOR
SETTLEMENT NEGOTIATIONS AND REPORT OF SAME

Petitioner, Cockpit USA, Inc. (“Petitioner”), by its attorneys Rand Rosenzweig Radley & Gordon LLP, hereby moves the TTAB for suspension of the above-referenced proceedings for 90 days for purposes of settlement negotiations. Registrant, Top Gun Intellectual Properties LLC (“Registrant”), by its attorneys, Moritt Hock & Hamroff LLP, consents to the motion. As directed by the TTAB Order dated September 26, 2015, the following report provides a detailed explanation of the progress the parties have made towards settlement.

REPORT OF SETTLEMENT NEGOTIATIONS

1. Counsel for Petitioner and Registrant have been holding settlement negotiations throughout the period of suspension, which include extensive telephone and email communications regarding settlement proposals and the exchange of draft settlement agreements. The settlement proposals are complex as the parties need to reach resolution on mutually agreeable co-existence in their respective markets both in the U.S. and outside the U.S.

2. Counsel have exchanged three draft settlement agreements, with the third draft forwarded today, November 20, 2015.

3. Counsel had further communications today after transmission of the third revision of the settlement agreement draft and agree that they can represent that the parties have resolved certain issues related to settlement and believe the parties are close to resolution of the remaining settlement issues.

4. Therefore, it is respectfully requested by both parties that the TTAB suspend the proceedings for 90 days pending settlement negotiations.

Dated: November 20, 2015
White Plains, N.Y.

_____/s/_____
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